```
FISHER:...at this point Unintelligible UI
    happened today? PAUSE...Okay. I don't, so I
 2
    wasn't down there.
 3
    RASHAD:
                Huh?
 5
    FISHER:
                I don't know what happened today.
 6
    mean, again, it was originally scheduled to be
 7
    postponed.
                Is that what happened?
    PAUSE
 8
 9
    RASHAD:
                Well, if you, I mean, if you're
10
    speaking about, uh, your conversation with, uh,
11
    with DARREN, I mean, and everything happened with
    that, yeah, they postponed it.
12
13
    FISHER:
                Okay.
14
    RASHAD:
                Yeah, they postponed it.
                                           I think it
    come up again in a week?
15
16
    FISHER:
                Two.
                      Gotta be at least two.
17
   RASHAD:
                Last two, week or two. I was fit'na
18
    say about a week or two. Um, but, uh, here's
19
    the, here's the, here's the thing, um, after
    speaking, uh, hold, having a conversation, uh,
20
   what we discussed earlier, um, the, uh, UI thing.
21
    Um, you didn't give me a number, you gave me a
22
23
   percentage. So, I'm just trying to, well, what I
   initially told them was, uh, here, here was the
24
   deal, this is what we discussed. This, that and
25
```

February 9, 2005 - 2:45 p.m. - Fisher/Rashad - Page 1 of 10

GOVERNMENT EXHIBIT

5938

3:07-CR-289-M(09)

1 the other, so I'm just trying to get some type of 2 number as opposed to a percentage. Uh, because everything, the ball is in your court basically. 3 4 The ball is in your court. 'Cause we're gonna hold our end of the bargain. 5 FISHER: 6 Okay. 7 RASHAD: And, I know initially the invoice, uh, you know what we agreed upon principal of 8 180, but we can reduce that number down, uh, and, 9 10 just, you know, go with your, you know, the 11 second or third option or whatever we discussed this morning in reference to the different draw. 12 Uh, we can do it that way. If you're comfortable 13 in doing it that way and, uh, we're comfortable 14 15 with the initial start of this, uh, uh, invoice 16 or process, then we can, uh, you know, hold our 17 end of the bargain. 18 FISHER: The, you know, the, you know, I explained to you how I draw. 19 That's would be the 20 game plan for paying. You know, I won't, I can't 21 use your invoice, so I can't submit your invoice to the trustee 'cause it's, you know, not 22 23 correct. But I will draw the money out as part of my normal construction draws out of our 24 25 construction company's money and, uh, you know

```
I'll be able to meet whatever payment obligation
 1
    that we have here, so I just didn't want you to,
 2
   you know, leave any misunderstanding of using
 3
   your invoice, but I understand that represents
 4
 5
    the money that I need to come up with, so,
    um...the, what, so what, what's the next step at
 6
 7
    this point? Um...
                Well, I mean, it, I mean, (Stutters)
   RASHAD:
 8
   the next step is the initial, uh, start of this,
   uh, invoice.
10
11
    FISHER:
                Okay.
                And I'm trying to get, you now, like
12
   RASHAD:
13
   I said, I just want to, you gave me a percentage
   so I didn't get an actual number and I'm, and I'm
14
   gonna be the one that makes that decision because
15
    that's left on me.
                        That's UI...
16
17
    FISHER:
                But, again, (Stutters) did we address
18
    this problem, that the first I can draw is like
19
    early March and I have to pass here by the end of
20
    February to have a contract.
                No, that's not gonna be, no, we need
21
    RASHAD:
    initial, because I, we already know it's money on
22
    the ground. We need, we need to know, you know
23
    this is like, like, A-SAP. I mean, there is no
24
   other way and if it's not gonna be another way
25
```

```
then, you know, there's no use talking anymore.
 1
    I mean, and, and really everything's left on
 2
 3
         It's in my, in my, in my corner.
                Okay. So if I can't do that then my
 4
    FISHER:
    case won't pass? But if I can, you guys will get
 5
 6
    my deal done on the twenty-third?
 7
    RASHAD:
                Like I said, I mean, you, you've
    already seen the, kinda like the pattern, or the
    dynamic that's been happening. It is all because
 9
    I know what you said in reference to, uh, UI,
10
11
   but, you know, like I said, we felt slighted, uh,
   without having a, having the opportunity to do
12
13
    the work and, uh, I'm still a little, you know,
    frustrated, if not unhappy, about that whole deal
14
    and me having to talk about it even today...
15
                (Clears throat)
16
    FISHER:
17
   RASHAD:...seems like we're rehearsing the same
18
    thing over and over again. But, I will say this,
19
   um, UI...
20
    FISHER:
                I mean, you're just upset...
   RASHAD: ... UI ...
21
   FISHER:...your guys are upset with me about it
22
   and I sent you the stuff that you need to fill
23
24
   out that every, a hundred percent of the people
25
   who get the, fire extinguisher work, (Laughs)
```

February 9, 2005 - 2:45 p.m. - Fisher/Rashad - Page 4 of 10

```
from extinguisher to concrete work fill out.
 1
    all decided on your end not to send it, but I
 2
 3
    won't beat that dead horse.
                                  I mean, that, that,
    that I think that, that cow's left the barn.
 4
    if you're holding me responsible for that then,
 5
    you know, I, I just think it's misplaced, but...
 6
                Uh, well, like I told you earlier, we
 7
    RASHAD:
 8
    would've definitely, uh, you know, it was told to
   me and, uh, not to even worry about it.
 9
    UI...
10
                (Stutters)
                            This thing needs to
11
    FISHER:
   happen this month, so you can't give me a number
12
13
   here that I need to come up with and that we
14
    understand how I'm gonna draw out the balance of
    the money, um...
15
                If, well, UI...
16
    RASHAD:
    FISHER:...with the construction draws.
17
18
    RASHAD:
                Your initial start on that invoice
    would, would be eighty. That's what, that's the
19
   number that, uh, I think is comfortable, I think
2.0
    that it's fair.
21
22
                Okay. so if I come up with eighty
    FISHER:
23
    I'm good to go on the twenty-third?
24
   RASHAD:
                You're good to go.
25
```

February 9, 2005 - 2:45 p.m. - Fisher/Rashad - Page 5 of 10

FISHER: That's a lot of money. Le me see what I can do. I mean, again, we, we're not, we don't sit on piles of cash over here. there's a misunderstanding there. We draw the money, there's a bunch of money over at the trustees but, uh, I hear what the requirement is and, uh, and let me get UI. RASHAD: That's, that's, that's, that's, that's, that's a lot. That's that, that's way down from what we had UI... FISHER: But you're, but, but you're expecting this, you know, again, this is, you know, we do have a chicken or the egg thing here. Before it passes, or, you know, or when it, duh, you know, you guys are asking me to give you money before the thing passes, so... RASHAD: But here's the thing. You don't, I mean, right now, I mean, it's it's, it's, the situation's a catch-twenty-two. Because, uh, uh, wasn't this deal supposed to been done today? wasn't done today, right? It's a catch-twentytwo. You needed me to say certain things and guarantee certain things and you keep, it's, it's, it's really like you keep beating a dead horse and, (Laughs) and I'm telling you what,

February 9, 2005 - 2:45 p.m. - Fisher/Rashad - Page 6 of 10

1

3

5

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

```
what, what, what's happening, what's going on.
 1
   don't know if you reading the line, or whatever,
 2
   |but...
 3
   FISHER:
                Well, see, I, you know, and again,
 4
    there's just confusion here. I've just tried to
 5
    (Stutters) get you to be a little bit sympathetic
 6
 7
           I've got DARREN REAGAN telling me one
    thing, and, and, and you guys telling me
8
   something else. I'm just trying to sort through
    it as best I can.
10
11
   RASHAD:
                Well...
12
    FISHER:
                You, you know, frankly, I get the
13
    impression I have to make both you guys happy.
   mean...
14
15
   RASHAD:
                UI...
    FISHER:...that's really why I'm, I'm coming out
16
17
    today.
18
   RASHAD:
                The only people that, the only people
19
   that need to be satisfied in this is, is, is RA-
20
   MILL, which is myself and, uh, my business
21
   partner.
22
   FISHER:
                Okay.
                I mean, bringing up DARREN REAGAN, I
23
   RASHAD:
   mean, that has nothing, he has, he's not into the
25
   equation.
```

February 9, 2005 - 2:45 p.m. - Fisher/Rashad - Page 7 of 10

Okay. You, you, you know that there 1 FISHER: (Laughs) was this conference call with D'ANGELO 2 3 where he told me to route everything through DARREN, so... 4 Well, I mean, again, I mean, UI, he's 5 RASHAD: not a factor in the equation either, so, and, and 6 not, uh, DARREN REAGAN. 7 And he's not gonna cause a problem 8 FISHER: for us between now and the twenty-third? RASHAD: Oh, n-absolutely not. You know, if, 10 11 if, if, if all, if all goes according to what I'm telling you, as far as that being initiated, uh, 12 I can come down from the one-eighty and try to 13 14 work with you and we'll get initial payment before then, or sometime before the next, maybe 15 next seventy-two hours. I mean, the ball is in 16 17 your court. And, uh, and, and we're gonna hold up our end of the bargain. 18 I can guarantee you 19 This is not the, this is not the, the old deal or none of that, there's no other players 20 involved in this, no other names need to be even 21 mentioned. That whole other bill that was 22 23 political and stuff like that had nothing to do 24 with me. I hate that it happened like that, but 25 this is me now. This is me talking. And, and,

```
there's no, there isn't anyone else.
 1
                                           This is
    about you and my, you know, my company and BILL
 2
 3
    FISHER.
           And everything else is in your ball, you
 4
    know, you hold up the end of the bargain, I will
    hold up my end of the bargain and it's a done
 5
    deal.
 6
    FISHER:
                Alright.
                          Well, let me, uh, let, let
 7
   me, let me run on this and I'll, you know, get
 8
   bak to you on exactly what I UI. (Stutters)
10
   your, the, the case now isn't going to come 'til
11
    the twenty-third, so I"ve got some time here to
    come up with money, is, or are you looking for
12
13
    something here in the next forty-eight hours?
14
   RASHAD:
                I mean, I was hoping the next
15
    seventy-two hours.
                        Today is Wednesday, Thursday,
16
   Friday, well you might as well say, uh, uh, at
17
    least by no later than Monday. 'Cause, like you
18
   said, you, you're racing against the clock, the
19
   hourglass is, you know, turned up, upside down
2.0
   and the sand is UI.
                         I understand that. So, you
21
   can, as soon as, as soon as you make it happen,
2.2
   you know, I can make it happen.
                                     That's how I
   look at it.
23
24
   FISHER:
                Okay. All right. I'll get back to
25
   you.
```

All right. RASHAD: Thank you. FISHER: All right. Thank you. RASHAD: FISHER: Clears throat TALKS INTO RECORDER ... Well, it's, uh, two forty-five on, uh, Wednesday, the ninth. That was a call I received from JIBREEL RASHAD following the council meeting where my case was delayed. END OF CALL